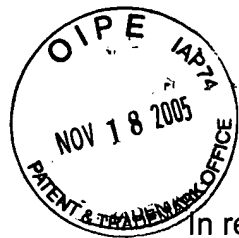


JPW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Graham, et al.

Serial No.: 10/821,726

Confirmation No.: 1523

Filed: April 8, 2004

For: Synthetic Genes and Genetic
Constructs

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Group Art Unit: 1635

Examiner: Tracy A. Vivlemore

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

CERTIFICATE OF MAILING 37 CFR 1.8	
I hereby certify that this correspondence is being deposited on <u>11/14</u> , 2005 with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
<u>11/14/2005</u> Date	<u>Michelle Pent</u> Signature

RESPONSE TO RESTRICTION REQUIREMENT DATED OCTOBER 14, 2005

In response to the Restriction Requirement dated October 14, 2005, having a shortened statutory period for response set to expire on November 14, 2005, please enter this response and reconsider the claims pending in the application for reasons discussed below. Although Applicant believes that no additional fees are due in connection with this response, the Commissioner is hereby authorized to charge counsel's Deposit Account No. 20-0782/BENI/0022.C3/MP, for any fees, including extension of time fees or excess claim fees, required to make this response timely and acceptable to the Office.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper. **Remarks** begin on page 7 of this paper.